

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

SYMBOLGY INNOVATIONS, LLC

Plaintiff,

vs.

THE HAIN CELESTIAL GROUP, INC,

Defendant.

§
§
§
§
§
§
§
§
§
§
§

Case No: 2:15-cv-01865-JRG-RSP

LEAD CASE

**UNOPPOSED MOTION TO DISMISS DEFENDANT THE HAIN CELESTIAL GROUP,
INC. WITHOUT PREJUDICE**

Plaintiff Symbolgy Innovations, LLC hereby moves to dismiss this civil action without prejudice pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii). The parties are near completion of negotiating a settlement agreement that will resolve all matters between the parties. Plaintiff intends to file a motion to dismiss the lawsuit with prejudice upon execution of a final settlement agreement.

Wherefore, Plaintiff requests that the Court dismiss Plaintiff's claims against Defendant The Hain Celestial Group, Inc. without prejudice.

Dated: June 10, 2016

Respectfully submitted,

/s/ Jay Johnson

JAY JOHNSON

State Bar No. 24067322

BRAD KIZZIA

State Bar No. 11547550

ANTHONY RICCIARDELLI

State Bar No. 24070493

KIZZIA JOHNSON PLLC

1910 Pacific Ave., Suite 13000

Dallas, TX 75201

(214) 451-0164

Fax: (214) 451-0165

jay@kjpllc.com

bkizzia@kjpllc.com

anthony@kjpllc.com

ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF CONFERENCE

The undersigned certifies that on June 10, 2016, he met and conferred with counsel for Defendant concerning this motion and that Defendant's counsel agreed to the motion.

/s/ Jay Johnson

Jay Johnson

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of this document has been served on all counsel of record via electronic mail through Local Rule CV-5(a) on June 10, 2016.

/s/ Jay Johnson

Jay Johnson